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## **AMERICAN FAMILY ASSOCIATION**

Office of General Counsel
PATRICK J. VAUGHN

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May 20, 2004

Marlene H Dortch, Secretary
Federal Communications Commission
Office of the Secretary
c/o Vistronix, Inc
236 Massachusetts Avenue, NE
Suite 110
Washington, DC 20002

Ref MB Docket No. 04-80 Channel 274A at St. Florian, Alabama

Dear Secretary Dortch:

Please accept for filing an original and four copies of the Reply Comments of the American Family Association, Inc. in the above referred Rule Making.

Also please file-stamp and return in the enclosed self-addressed postage paid envelope, the extra copy of the Comments

Sincerely.

Patrick J Vaught General Counsel

PJV/tgr

Enclosures

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# Before the Federal Communications Commission Washington, D.C.

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In the Matter of	)	
	)	
Amendment of § 73.202(b)	)	MB Docket No. 04-80
Table of Allotments,	, )	RM-10875
FM Broadcast Stations	)	
St. Florian, Alabama	)	

#### REPLY COMMENTS

The American Family Association, Inc. ("AFA") by its General Counsel and pursuant to §§ 1.415 and 1.420 of the Commission's Rules and the Notice of Proposed Rule Making in this matter (DA 04-780, released March 26, 2004), hereby replies to the Comments submitted by Clear Channel Broadcasting Licenses, Inc. ("Clear Channel") proposing an alternate site for the Channel 274A allotment at St. Florian, Alabama.

AFA incorporates herein by reference its Petition for Rule Making and Comments with respect to this reservation. AFA concurs with Clear Channel that either site will provide the requisite first and/or second service to at least ten percent of the population within the 60 dBu contour of the proposed station. Therefore, whether at the original site or the alternative proposed by Clear Channel, the allocation should be reserved for noncommercial broadcasting. AFA intends to apply for, and promptly build a station on Channel 274A at St. Florian, if authorized

Accordingly, AFA requests that the Commission reserve Channel 274A at St. Florian for noncommercial use.

Respectfully Submitted,

American Family Association, Inc.

By:

Patrick J. Vaughn / Its General Counsel

Patrick J Vaughn, General Counsel American Family Association, Inc. P.O. Drawer 2440 Tupelo, MS 38801 (662) 844-5036 ext. 274 (662) 842-7798 FAX www.vaughn@afa.net

### CERTIFICATE OF SERVICE

I, Patrick J. Vaughn, hereby certify that I have caused to be served, this May 20, 2004, a copy of the foregoing "Reply Comments" by First Class Mail, postage prepaid, on the following:

Rolanda F. Smith Media Bureau Federal Communications Commission 445 12<sup>th</sup> Street, SW Washington, DC 20554

Mark N Lipp Scott Woodworth Vinson & Elkins LLP 1455 Pennsylvania Ave, NW Suite 600 Washington, DC 20004-1008

Patrick J Vazighn